

04/04/01
3961 U.S. PTO

04-05-01

Attorney D No. 049581-P026US-1002528
Date: April 4, 2001

11011 U.S. PTO
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From

FULBRIGHT & JAWORSKI L.L.P.
2200 Ross Avenue, Suite 2800
Dallas, Texas 75201
214/855-8000

PATENT APPLICATION TRANSMITTAL LETTER

"Express Mail" label no. EL341173627US

Date of Deposit: April 4, 2001

Box PATENT APPLICATION
Assistant Commissioner
for Patents
Washington, D.C. 20231

I hereby certify that this is being deposited with the United States Postal Service Express "Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

By: Susan J. Mercedes

Printed/Typed Name: Susan J. Mercedes

Sir:

Transmitted herewith for filing under 37 C.F.R. 1.53(b) is a(n):

- ☒ Utility
- ☒ Original patent application,

Inventor(s): **Joel Stephen Michon, Kevin John Lynaugh, Hans Habermeier**

For: **CABLE NETWORK INTERFACE CIRCUIT**

Enclosed are:

1. ☒ 26 pages of written description, claims and abstract.
2. ☒ 2 sheets of drawings.
3. ☒ Unsigned Combined Declaration and Power of Attorney.
(a) ☐ Newly executed (original or copy)
(b) ☐ Copy from prior application (37 CFR 1.63(d)) (for continuation/divisional if Box 5 completed)

[Note Box 5 below]

4. ☐ Incorporation by Reference (useable if Box (b) is checked).

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3(b), is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

5. ☐ If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application Serial No:
6. ☐ Assignment Papers (cover sheet and document(s)) of the invention to Microtune, Inc.
7. ☐ Applicant claims small entity status. See 37 CFR 1.27.
8. ☐ Information Disclosure Statement and Form PTO-1449. ☐ Copies of IDS Citations.
9. ☒ Request and Certification of Non-Publication

Date: April 4, 2001

10. ☐ Preliminary Amendment
11. ☒ Return Receipt Postcard (MPEP 503) *(should be specifically itemized)*
12. ☐ Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
13. ☐ Other: _____

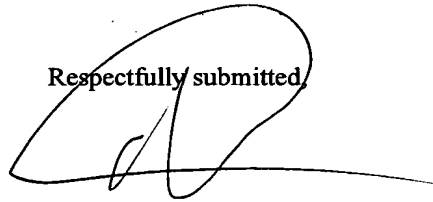
14. **Utility Fee Calculation**

CLAIMS	(1) FOR	(2) NUMBER FILED		(3)NUMBER EXTRA	(4) RATE			(5) CALCULATIONS
	TOTAL CLAIMS (37 C.F.R. § 1.16(c) or (j))	54	- 20 =	34	X	\$	18	= 612.00
	INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b) or (i))	5	- 3 =	2	X	\$	80	= 160.00
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. § 1.16(d))				+		270.00	=
					Basic Fee			710.00
					Total of above Calculations =			1,482.00
	Reduction by 50% for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27 & 1.28)							
	* Reissue claims in excess of 20 and over original patent							TOTAL = \$1,482.00
** Reissue independent claims over original patent								

Method of Fee Payment

15. ☒ A check is not enclosed.
16. ☐ A check in the amount of \$40.00 to cover the assignment recordal fee is enclosed.
17. ☐ Please charge my Deposit Account No. 06-2380 in the total amount of the filing fee and the assignment recordation fee, if any. **A duplicate of this Transmittal Letter is enclosed, if box checked.**

Respectfully submitted,



David H. Tannenbaum
Registration No. 24,745
Counsel for Applicant

Date: April 4, 2001

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Joel Stephen Michon, et al.
Title: CABLE NETWORK INTERFACE CIRCUIT

Ag
Call for
NON Publication
9-2001

BOX PATENT APPLICATION
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By: 

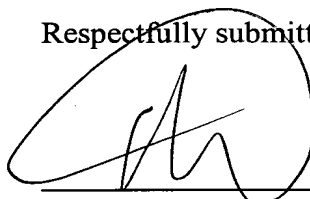
Printed/Typed Name: Susan J. Mercedes

REQUEST AND CERTIFICATION OF NON-PUBLICATION

Sir:

I hereby certify that the invention disclosed in the attached application has not been, and is not currently contemplated to be, the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Respectfully submitted,



David H. Tannenbaum
Registration No. 24,745
Counsel for Applicant

Date: April 4, 2001

Fulbright & Jaworski L.L.P.
2200 Ross Avenue, Suite 2800
Dallas, Texas 75201-2784
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SUPPLEMENTAL DECLARATION (37 CFR 1.67(b))

- ☐ I hereby declare that the subject matter of the
- ☐ attached amendment
- ☐ amendment filed on _____.

was part of my/our invention and was invented before the filing date of the original application, above identified, for such invention.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56,

- ☐ in compliance with this duty, there is attached an information disclosure statement, in accordance with 37 CFR 1.98.

PRIORITY CLAIM (35 U.S.C. § 119(a)-(d))

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

- (d) ☒ no such applications have been filed.
- (e) ☐ such applications have been filed as follows.

**PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION
AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d)**

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING DAY, MONTH, YEAR	PRIORITY CLAIMED UNDER 35 USC 119	
			[] Yes	[] No
			[] Yes	[] No
			[] Yes	[] No

CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)
(35 U.S.C. § 119(e))

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

PROVISIONAL APPLICATION NUMBER**FILING DATE**

_____/_____
_____/_____
_____/_____

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)
UNDER 35 U.S.C. § 120

☐ I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s) or § 365(b) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior U.S. or PCT international application in the manner provided by the first paragraph of Title 35, U.S.C. § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

APPLICATION SERIAL	FILING DATE	STATUS

ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

David H. Tannenbaum, Reg. No. 24,745;
Michael A. Papalas, Reg. No. 40,381;
R. Ross Viguet, Reg. No. 42,203;
Michael J. Fogarty, III, Reg. No. 42,541;
Jody Bishop, Reg. No. 44,034;
Thomas J. Meaney, Reg. No. 41,990;
Matthew Jones, Reg. No. 44,810;
William B. Tiffany, Reg. No. 41,347;
Leslie S. Garmaise, Reg. No. 47,587 and
Jerry L. Mahurin, Reg. No. 34,661.

SEND CORRESPONDENCE TO

DIRECT TELEPHONE CALLS TO:

David H. Tannenbaum
FULBRIGHT & JAWORSKI L.L.P.
2200 Ross Avenue, Suite 2800
Dallas, Texas 75201.

David H. Tannenbaum
(214) 855-8333

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other document.

Full name of sole or first inventor: Joel Stephen Michon

Inventor's signature : _____

Country of Citizenship: U.S.A. **Date:** _____

Residence: 8008 S. Quince Circle, Englewood, Colorado 80112

Post Office Address: 8008 S. Quince Circle, Englewood, Colorado 80112

Full name of second joint inventor, if any: Kevin John Lynaugh

Inventor's signature: _____

Country of Citizenship: U.S.A. **Date:** _____

Residence: 7009 Rockrose Terrace, Carlsbad, California 92009

Post Office Address: 7009 Rockrose Terrace, Carlsbad, California 92009

Full name of third joint inventor, if any: Hans Habermeier

Inventor's signature: _____

Country of Citizenship: Germany **Date:** _____

Residence: Ingolstädter Str. 42, 85116 Egwell, Germany

Post Office Address: Ingolstädter Str. 42, 85116 Egwell, Germany